

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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EMILE WESTMORELAND,

Plaintiff,

-against-

**STIPULATION AND
ORDER OF DISMISSAL**

CITY OF NEW YORK, POLICE OFFICER DANIEL
SCALCIONE, AND POLICE OFFICER RICHARD
ERNYEY,

19-CV-3567 (LDH) (RML)

Defendants. X

WHEREAS, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;


NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to retain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

Dated: New York, New York
_____, 2020

MALCOLM ANDERSON
Attorney for Plaintiff
PetersonDelleCave LLP
233 Broadway, Suite 1800
New York, NY 10279

By: 

Malcolm Anderson

JAMES E. JOHNSON
Corporation Counsel
of the City of New York
Attorney for Defendants
100 Church Street, Room 3-190
New York, New York 10007


By: _____
Stephanie Michelle Vilella Alonso
Assistant Corporation Counsel

SO ORDERED:

s/ LDH

HON. LASHANN DEARCY HALL
UNITED STATES DISTRICT JUDGE

Dated: _____ April 3 _____, 2020